

City Hall  
80 Broad Street  
December 11, 2017  
5:00 p.m.

## **CITY COUNCIL**

### **A. Roll Call**

### **B. Invocation – Councilmember Williams**

### **C. Pledge of Allegiance**

### **D. Presentations and Recognitions**

### **E. Public Hearings**

1. Public hearing regarding the closing and abandonment of that portion of Sheppard Street lying west of Meeting Street measuring and containing approximately 11,500 square feet (or 0.26 ac) as delineated as "Sheppard Street r/w varies" on a drawing by Bowman Consulting dated November 11, 2017 entitled Exhibit of Sheppard Street, City of Charleston, Charleston County, South Carolina.
2. An ordinance providing for the distribution of funds for fiscal year 2017 generated by the Municipal Accommodations Fee as required by Ordinance No. 1996-18.
3. An ordinance providing for the distribution of funds for fiscal year 2018 generated by the Municipal Accommodations Fee as required by Ordinance No. 1996-56.
4. An ordinance to make appropriations to meet the liabilities of the City of Charleston for the fiscal year ending December 31, 2018.
5. An ordinance to raise funds for the fiscal year ending December 31, 2018 and to meet the appropriation of \$210,305,555 authorized by Ordinance 2017-\_\_\_\_\_ ratified the 19th day of December, 2017.

### **F. Act on Public Hearing Matters**

### **G. Approval of City Council Minutes:**

1. November 13, 2017
2. November 28, 2017 (*Deferred*)

### **H. Citizens Participation Period**

### **I. Petitions and Communications**

## **J. Council Committee Reports:**

### **1. Committee on Traffic and Transportation: (Meeting was held on Monday, December 11, 2017 at 2:30 p.m.)**

- a. ABM Parking Services/Parking Discussion (Information Only)
- b. To amend the Code of the City of Charleston, South Carolina, Chapter 19, Section 270 to provide further clarification on residential parking district decal issuance. **(AS AMENDED)**
- c. Director's Update (Information Only)

*Give first reading to the following bills coming from Traffic and Transportation:*

An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 19, Section 270 to provide further clarification on residential parking district decal issuance. **(AS AMENDED)**

### **2. Committee on Ways and Means:**

(Executive Session:

- Update on Gaillard Litigation
- Discussion relating to contractual/consultant matters (*Councilmember Waring*)
- Discussion relating to a personnel matter (*Councilmember Wilson*)
- Discussion and legal advice relating to Hospitality Fees and Tourism Ticket fees (*Councilmember Waring*)

Action may or may not be taken on any of the matters discussed in Executive Session (2a-2d).

(Bids and Purchases

(Recommendations of State Accommodations Tax Advisory Committee that met and approved both of the attached budgets on 11/16/17

- 2017 Amended State Accommodations Tax Budget
- 2018 Proposed State Accommodations Tax Budget

(Hospitality Fee Budget

- Approval of amended 2017 Hospitality Fee Budget
- Approval of proposed 2018 Hospitality Fee Budget

(2018 Municipal Accommodations Fee Ordinances for Capital Projects and Operating Expenses (2 Ordinances) Refer to Public Hearings – City Council Agenda Items #E2-E3)

(2018 General Fund and Enterprise Funds Expenditure Budget (Ordinance) (Refer to Public Hearings – City Council Agenda Item #E4)

(2018 General Fund and Enterprise Funds Revenue Budget (Ordinance) (Refer to Public Hearings – City Council Agenda Item #E5)

(Approval of Year 2018 Stormwater Utility Budget

(Parks-Capital Projects: Approval of a Construction Contract with Baker Roofing

Company in the amount of \$134,170 for the installation of a 21,500 square foot flexible roof overlay on the existing metal roof and the removal and replacement of existing gutters and downspout systems at the James Island Recreation Center. With the approval of the project budget, Staff is authorized to award and/or amend contracts less than \$40,000, to the extent contingency funds exist in the Council Approved budget. Approval of this action will institute a \$300,000 project budget of which the \$134,170 Construction Contract will be funded. The funding sources for this project are 2005 General Obligation Bond (\$280,000) and 2016 General Fund Reserves (\$20,000).

(Parks-Capital Projects: Approval of Change Order #1 with Salmons Dredging Corporation in the amount of \$30,609 for repairs to the floating docks at the Charleston Maritime Center damaged during Hurricane Irma. Repairs include: replacement of whaler and associated hardware, spall repairs to concrete decks, replacement of rub board and fendering, repair of hand rails, repair of cracked hinge assembly at gangway, and securing timber fender piles. The project budget will increase by \$30,609. The total contract time will increase by fourteen (14) days. The approval of Change Order #1 will result in a \$30,609 increase to the Salmons Dredging Corporation Construction Contract from \$581,497.07 to \$612,106.07. The funding sources for this project are: Emergency Preparedness #3 (\$274,809), 2017 General Maintenance-Dock Maintenance (\$347,394) and Emergency Preparedness #2 (\$30,609). The City will be seeking reimbursement from FEMA/insurance for these expenses.

(Public Service: Approval for B&C Land Development to repair the eroded canal banks adjacent to the West Ashley Bike Path in the amount of \$62,992. The erosion poses a safety hazard. This is an emergency repair due to safety issues.

(Public Service: Approval for B&C Land Development to install a check valve on the storm drain outfall within the Columbus Street Terminal/Reid Street SPA property in the amount of \$85,323. This valve will prevent tidal flooding of approximately 80 acres west of and including portions of East Bay Street. CWS has offered to reimburse the City for 50% of the cost.

(Public Service: Approval for B&C Land Development to install a cured-in-place liner in 150' of a failing 24" storm drain in Regatta Road and replace a 30" CMP in Harbortowne Road in the amount of \$54,102. The work was completed to prevent collapse of the roadway and yards.

(Update on the Lowline:

- Update on cell tower lease and billboards;
- Update on title commitment (if necessary);
- Update on acquisition of tract for housing.

After the update, the Committee may consider and take the following actions:

- Request approval for the Mayor to execute a First Amendment to the Memorandum of Agreement between the City and the Lowcountry Lowline pertaining to the purchase from the Lowcountry Lowline of approximately 10.98 acres of property in the City owned by Norfolk Southern Railway Company for the sum of \$2.55 million, and setting forth a plan for the improvement of the property into a public linear park, approving amended contract between Norfolk Southern

and the Lowline, and emphasizing that the City may use the Lowline Property for utilities and transit facilities. ***(To be sent under separate cover by the Legal Department.)***

(Request approval to execute the Exclusive Stormwater Drainage Easement whereby the City will purchase a ten foot wide drainage easement required for the Ashley Hall Manor drainage improvement project. The property is owned by Edna J. Dixon. (TMS: 352-14-00-191; 1554 Salisbury Street)

(Consider the following annexations:

- 1419 Adele Street (TMS# 351-07-00-046) 0.10 acre, West Ashley (District 7).  
The property is owned by John Kerr.
- Property on Folly Road and Grimball Road Extension (approximately 10.0 acres) (TMS# 427-00-00-020, 039, 106, 110, 111) 10 acres, James Island (District 6). The property is owned by the Estate of Willie Moultrie et al.

*Give first reading to the following bills coming from Ways and Means:*

An ordinance to provide for the annexation of property known as 1419 Adele Street (0.10 acre) (TMS# 351-07-00-046), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 7. The property is owned by John Kerr.

An ordinance to provide for the annexation of property known as property on Folly Road and Grimball Road Extension (approximately 10.0 acres) (TMS# 427-00-00-020, 039, 106, 110, 111), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 6. The property is owned by the Estate of Willie Moultrie et al.

#### **K. Bills up for Third Reading:**

1. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending off-street parking requirements for eating and drinking places and adding off-street parking requirements for catering uses in Table 3.3 of Section 54-317 and amending restrictions for offsite parking in Section 54-319. (AS AMENDED)*

#### **L. Bills up for Second Reading:**

1. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 7 Riverdale Drive (West Ashley) (0.26 acre) (TMS #418-14-00-077) (Council District 11), annexed into the City of Charleston October 24, 2017 (#2017-132), be zoned Single-Family Residential (SR-1) classification. The property is owned by Chris Straight and Jennifer Outlaw.*
2. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1320 North Edgewater Drive (West Ashley) (0.66 acre) (TMS #349-14-00-011) (Council District 11), annexed into the City of Charleston October 24, 2017 (#2017-133), be zoned Single-Family Residential (SR-1) classification.*

*The property is owned by John and Catherine Rama.*

3. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property on Grimball Road (James Island) (7.15 acres) (TMS #334-07-00-048) (Council District 6), annexed into the City of Charleston October 10, 2017 (#2017-124), be zoned Rural Residential (RR-1) classification. The property is owned by the Saint James Foundation.*
4. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by creating the Folly Road Overlay Zone. **(AS AMENDED)***
5. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that the following properties located on James Island be rezoned so as to be included in the Folly Road Overlay Zone: TMS# 3310600001, 3310700174, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364 and 365, 3340000047, 048, 049, 050, 051, 052, 053, 054, 055, 056, 061, 066, 066, 068, 069, 075, 085, 089, 150, 163 and 165, 3341200001, 3370000118, 119, 120, 123, 125, 160 and 177, 3370800004, 119 and 120, 3400000003, 061, 062, 064, 083, 088, 096, 097 and 768, 3400900001, 007, 018, 023 and 028, 4240000011, 012, 019, 020, 022, 023, 024, 025 and 029, 4240500001, 006, 015, 016, 017, 018, 019, 025, 026, 027, 028, 029, 031 and 074, 4240900031, 032, 034, 064, 087, 088, 089 and 156, 4250300006, 035, 039, 051 and 053, 4250600104, 4250700140, 4250800001, 004, 007, 008, 018 and 070, 4250900007, 018 and 019, 4251300005, 006, 007, 008, 009, 023, 025, 026, 030 and 113, 4270000021 and 022 and 4270100011.*
6. *An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Subsection 4 of Section 54-808 and Subsection 1 of Section 54-811 to revise the review procedure for minor subdivisions.*
7. *An ordinance to amend Chapter 29, Article V, Sec. 29-212 (g), (7) of the Code of the City of Charleston pertaining to weather conditions for the operation for animal-drawn vehicles used for the purposes of touring.*
8. *An ordinance amending Ordinance No. 2007-232 in order to supplement the plan for the redevelopment of such area by including as a redevelopment project in such ordinance affordable housing as defined at Section 31-6-30(6), South Carolina Code of Laws, 1976, as amended. (DEFERRED)*
9. *An ordinance to provide for the annexation of property known as Oakville Plantation Road (approximately 18.61 acres) (TMS# 317-00-00-007), Johns Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and*

- make it part of District 5. The property is owned by Keith W. Lackey et al. (DEFERRED)*
- 10. An ordinance to amend Section 54- 943(c) of the Code of the City of Charleston (Zoning Ordinance) to modify the vote required of City Council in the event a matter is disapproved by the Planning Commission or when a petition in opposition to a matter signed by owners of twenty percent of the area of lots subject to the matter, or of those immediately adjacent on the sides and rear or directly opposite thereto is presented to Council to a simple majority of a quorum of the City Council (AS AMENDED). (DEFERRED FOR PUBLIC HEARING)*
  - 11. An ordinance to amend Section 54-420 of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) to add provisions allowing the repair, replacement or relocation of non-conforming off premises signs along interstate system roads under certain conditions. (DEFERRED)*
  - 12. An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by revising Section 54-220 (B) (1) (E) (15) pertaining to limits on the number of rooms in facilities. (DEFERRED FOR PUBLIC HEARING)*
  - 13. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 221 Spring Street, 194 Cannon Street and adjacent zoned right-of-way (Peninsula) (approximately 2.379 acres) (TMS #460-10-04-011, 460-10-04-013) (Council District 6), be rezoned so as to be included in the Accommodations Overlay (A) classification designated as "A-7": 175 room maximum. (DEFERRED FOR PUBLIC HEARING)*
  - 14. An ordinance to amend Ordinance No. 2017-083, establishing a Temporary Moratorium on the acceptance or processing of applications pertaining to properties on James Island located in non-residentially zoned districts that exceed 4 units or 25,000 square feet, so as to extend the expiration date of the Temporary Moratorium until December 31, 2017. (DEFERRED FOR PUBLIC HEARING)*
  - 15. An ordinance to amend Ordinance No. 2017-060 that established a Temporary Moratorium on the acceptance or processing of applications for new construction on properties located in the 100 year floodplain within the Church Creek Drainage Basin for an additional period of six months. (DEFERRED FOR PUBLIC HEARING)*
  - 16. An ordinance to provide for the annexation of property known as property on Bees Ferry Road (approximately 17.13 acres) (a portion of TMS# 286-00-00-040), West Ashley, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 5. The property is owned by Julia E Bradham, Margaret Bradham Thornton and John M. Bradham. (DEFERRED)*
  - 17. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Bees Ferry Road (West Ashley) (approximately 17.13 acres) (a portion of TMS #286-00-00-040) (Council District 5),*

*be zoned Limited Business (LB) classification. The property is owned by Julia E. Bradham et al. (DEFERRED FOR PUBLIC HEARING)*

18. *An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Clements Ferry Road at I-526 (Cainhoy) (approximately 67.98 acres) (TMS #271-00-02-024, 271-00-02-025, 271-00-02-026 and 271-00-02-069) (Council District 1), be rezoned from Gathering Place (GP) classification to General Business (GB) classification. The property is owned by Hotel Holdings LLC, SCT Properties LLC and Joka III LLC. (DEFERRED)*
19. *An ordinance to provide for the annexation of property known as 251 Louise P. Gardner Street (0.10 acre) (TMS# 343-03-00-246), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 11. The property is owned by Christopher DiMattia. (DEFERRED)*

#### **M. Bills up for First Reading**

1. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property on Folly Road and Grimball Road Extension (James Island) (approximately 10.0 acres) (TMS #427-00-00-020, 039, 106, 110 and 111) (Council District 6), be zoned Limited Business (LB) classification and Folly Road (FR) Overlay Zone classification. The property is owned by Willie B. Moultrie Trustee.
2. An ordinance authorizing the Mayor to execute on behalf of the City a Lease between the City, as Landlord, and Emanuel African American M.E. Church of Charleston, as tenant, pertaining to property owned by the City located at 113 Calhoun Street (DEFERRED)
3. An ordinance authorizing the Mayor to execute on behalf of the City Quit-Claim Deeds, approved as to form by the Office of Corporation Counsel, to the owners of those properties abutting each side of Hayne Street, running from Church Street to Anson Street, conveying to such owners one-half of the width of Hayne Street as said street abuts the respective owner's property, subject to any and all easements or other matters of record. (DEFERRED)
4. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Oakville Plantation Road (Johns Island) (approximately 89.0 acres) (portions of TMS# 317-00-00-089 and 317-00-00-011) (Council District 5), be rezoned from Light Industrial (LI) classification to Rural Residential (RR-1) classification. The property is owned by Keith W. Lackey et al. (DEFERRED)
5. An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Oakville Plantation Road

(Johns Island) (approximately 18.61 acres) (TMS #317-00-00-007) (Council District 5), be zoned Rural Residential and Conservation (RR-1 and C) classifications. The property is owned by Keith W. Lackey et al. (*DEFERRED*)

**N. Miscellaneous Business:**

1. The next regular meeting of City Council will be Tuesday, December 19, 2017 at 5:00 p.m. at City Hall, 80 Broad Street.

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to [schumacherj@charleston-sc.gov](mailto:schumacherj@charleston-sc.gov) three business days prior to the meeting.



## PUBLIC HEARING

The public is hereby advised that the City Council of Charleston will hold a public hearing Monday, December 11, 2017 beginning at 5:00 p.m. at 80 Broad Street, City Hall, Council Chamber regarding a closing and abandonment as follows:

That portion of Sheppard Street lying west of Meeting Street measuring and containing approximately 11,500 square feet (or 0.26 ac) as delineated as "Sheppard Street r/w varies" on a drawing by Bowman Consulting dated November 11, 2017 entitled Exhibit of Sheppard Street, City of Charleston, Charleston County, South Carolina.

A detailed exhibit of the area under consideration for closure may be viewed at the City of Charleston Department of Public Service, 2 George Street, Charleston, South Carolina.

Interested parties are invited to attend the public hearing and express their views. Extended presentations should be submitted in writing.

VANESSA TURNER-MAYBANK  
Clerk of Council

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Please insert as a Display Ad in the Post Courier on Sunday, November 26, 2017. Charge account PC103190.

Please insert in the Chronicle as a Display Ad on Wednesday, November 29, 2017. **Please provide an affidavit of publication for all public hearings.**

11/20/17 B-C  
**PUBLIC HEARING**

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**VANESSA TURNER-MAYBANK**  
Clerk of Council

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SC GRID NAD 83(2011)

# LEGEND

- IRF IRON REBAR FOUND (#5 TYPICAL UNLESS NOTED)
- IPF IRON PIPE FOUND
- DHF DRILL HOLE FOUND
- PKF PK NAIL FOUND
- IRS #5 IRON REBAR SET
- ▲ CALCULATED POINT (NO MONUMENT SET)

INTERSTATE I-26  
OFFRAMP

SOUTH CAROLINA  
DEPARTMENT OF  
TRANSPORTATION

SOUTH CAROLINA  
DEPARTMENT OF  
TRANSPORTATION

PARCEL II  
SOUTH CAROLINA  
DEPARTMENT OF TRANSPORTATION  
TMS #459-05-03-138

SOUTHERN  
RAILWAY-CAROLINA DIVISION

SOUTH CAROLINA  
DEPARTMENT OF  
TRANSPORTATION

SOUTHERN RAILWAY COMPANY  
TMS #459-05-03-136

SHEPPARD STREET  
RW VARIES

SHEPPARD STREET  
CITY OF CHARLESTON  
11,500 S.F. OR 0.26 AC.

RAILROAD RW

MEETING STREET  
RW VARIES

POINT OF  
BEGINNING

LINE TABLE		
LINE	BEARING	LENGTH
L1	S 63°35'07" W	24.36'
L2	S 63°27'27" W	29.39'
L3	S 63°35'59" W	29.55'
L4	N 63°32'09" E	12.25'
L5	N 63°32'09" E	23.13'
L6	N 63°32'09" E	20.04'



**Bowman**  
CONSULTING

210 Seven Farms Drive Phone: (843) 501-0333  
Suite 101  
Charleston, SC 29492  
www.bowmanconsulting.com

EXHIBIT OF  
**SHEPPARD STREET**  
CITY OF CHARLESTON, CHARLESTON COUNTY, SOUTH CAROLINA  
SCALE: 1" = 50'  
DATE: NOVEMBER 11, 2017

The budget ads ran on November 26, 2017 and November 29, 2017.  
Below are copies of the ads:

### NOTICE OF PUBLIC HEARING CITY OF CHARLESTON, SC 2018 BUDGET

NOTICE IS HEREBY GIVEN that the City Council of the City of Charleston, South Carolina, at its regular meeting on Monday, December 11, 2017, beginning at 5:00 p.m. in Council Chambers at 80 Broad St., in the City of Charleston, South Carolina, will conduct a public hearing on the City's 2018 budget and give first reading to an ordinance to adopt the budget. The total projected revenues and operating expenditures for the present and next fiscal years are as follows:

#### GENERAL FUND AND ENTERPRISE FUNDS

	2017 BUDGET	2018 BUDGET 78.1 mills	2018 BUDGET 80.1 mills
Revenues and other Financing Sources	\$199,640,286	\$210,305,555	\$212,616,127
Expenditures	\$199,640,286	\$210,305,555	\$212,616,127

The proposed change from the 2017 budget to the 2018 budget is \$10,665,269 or a 5.34% increase. The current fiscal year millage rate for general operations is 78.1 mills. The proposed 2018 millage rate is currently 78.1 mills, however Council is considering a millage rate of 80.1 mills. The total projected property tax revenue for 2018 is estimated to be \$75,829,230 at 78.1 mills and \$78,139,802 at 80.1 mills.

VANESSA TURNER MAYBANK  
Clerk of Council

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL interpretation, or other accommodation please contact Janet Schumacher at (843) 724-3730 or mail to [schumacherj@charleston-sc.gov](mailto:schumacherj@charleston-sc.gov) three days prior to the meeting.

C22-1642325-1

### NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that pursuant to Section 6 of Ordinance No. 1996-18, the City Council of the City of Charleston, South Carolina, at its regular meeting on Monday, December 11, 2017, at 5:00 p.m. in Council Chambers at 80 Broad Street, in the City of Charleston, South Carolina, will conduct a public hearing for the purpose of receiving comments on how the proceeds of the funds generated by the one percent Municipal Accommodations fee imposed to meet the cost of capital improvements which are specifically beneficial to the tourism industry should be applied to defray such costs during the fiscal year 2018. It is proposed that such funds in the amount of \$3,675,000 and additional funds from Municipal Accommodations Tax Fund Balance in the amount of \$4,406 be applied to defray costs of tourism-related City facility projects, repairs/improvements and restorations.

A public hearing will also be held, pursuant to Section 6 of Ordinance No. 1996-56, for the purpose of receiving comments on how the proceeds of the funds generated by the one percent Municipal Accommodations Fee imposed to meet the cost of operational expenses specifically beneficial to the tourism industry should be applied during fiscal year 2018. It is proposed that such funds calculated at an estimated \$3,675,000 and additional funds from Municipal Accommodations Tax Fund Balance at an estimated amount of \$6,375 shall be used to defray tourism-related operational costs including the salaries of police officers, parking enforcement officers, and other personnel required by the tourism industry.

At the time and place fixed for said public hearing, all persons who appear will be given an opportunity to express their views.

Vanessa Turner Maybank  
Clerk of Council

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C22-164234 -1



Ratification  
Number 2017 -

## AN ORDINANCE

PROVIDING FOR THE DISTRIBUTION OF FUNDS FOR FISCAL YEAR 2017 GENERATED BY THE MUNICIPAL ACCOMMODATIONS FEE AS REQUIRED BY ORDINANCE NO. 1996-18.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLESTON:

### SECTION 1. Findings

It is hereby found and declared by City Council of the City of Charleston ("City Council"), the governing body of the City of Charleston (the "City"):

1. By Ordinance adopted February 27, 1996, bearing ratification number 1996-18, City Council established a Municipal Accommodations Fee in an amount equal to one percent, the proceeds of which as provided by Section 6 Ordinance No. 1996-18, are to be "expended only for the purpose of defraying the cost of capital improvement beneficial to the tourism industry..."

2. Section 6 further provides that the costs to be funded in part by this fee are to be established by ordinance adopted by City Council after a public hearing.

3. The Accommodations Fee will be collected during the entire term of the fiscal year 2017, during which certain expenses will be incurred relating to capital improvements beneficial to the tourism industry.

4. City Council is now minded to establish by this Ordinance the specific capital costs to be funded by the Accommodations Fee in fiscal year 2018 as provided by Section 6 of Ordinance No. 1996-18. The public hearing required to be held was advertised in the Post and Courier on November 26, 2017 and the hearing conducted on December 11, 2017.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLESTON, AS FOLLOWS:

1. A portion of the funds generated by the one percent Municipal Accommodations Fee during fiscal year 2018 to meet the cost of capital improvements beneficial to the tourism industry will be applied to defray the following costs:

Energy Performance Contract (transfer to Energy Performance Fund)	301,031
Low Battery Refurbishment	3,375,000
Collection fees (funded by current and prior years interest income)	18,375
Total	\$ 3,694,406

The funds to be spent in 2017 include \$3,675,000 of estimated 2017 revenue, \$15,000 of estimated interest income and \$4,406 of Fund Balance. Any excess Municipal Accommodations Fee revenues may be used for the Low Battery project.

SECTION 2. This Ordinance shall become effective on January 1, 2018.

Ratified in City Council this 19<sup>th</sup> day of December, In the Year of our Lord 2017, and in the 242<sup>nd</sup> Year of the Independence of the United States of America.

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John J. Tecklenburg, Mayor

ATTEST:

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Vanessa Turner-Maybank, Clerk of Council

E3.)



Ratification  
Number 2017-

**AN ORDINANCE**

PROVIDING FOR THE DISTRIBUTION OF FUNDS FOR FISCAL YEAR 2018 GENERATED BY THE MUNICIPAL ACCOMMODATIONS FEE AS REQUIRED BY ORDINANCE NO. 1996-56.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLESTON:

**SECTION 1. Findings**

It is hereby found and declared by City Council of the City of Charleston ("City Council"), the governing body of the City of Charleston (the "City"):

1. By Ordinance adopted March 12, 1996, bearing ratification number 1996-56, City Council established a Municipal Accommodations Fee in an amount equal to one percent, the proceeds of which as provided by Section 8 Ordinance No. 1996-56, are to be "expended only for the purpose of defraying the cost of operational expenses beneficial to the tourism industry..."

2. Section 8 further provides that the costs to be funded in part by this fee are to be established by ordinance adopted by City Council after a public hearing.

3. The Accommodations Fee will be collected during the entire term of the fiscal year 2017. In adopting Ordinance 1996-56, City Council took the further action of reducing the millage rate set forth in the Budget Ordinance by 2 mills. Such reduction was based on recognition of the fact that funds generated by the fee established by Ordinance No. 1996-56 could be applied to tourism-related operational expenses which, in the absence of the fee, would have to be paid by the taxpayers.

4. City Council is now minded to establish by this Ordinance the specific nature of the operational costs to be funded during fiscal year 2018 by the Accommodations Fee as provided by Section 8 of Ordinance No. 1996-56. It is specifically found that such costs provide a special benefit to the tourism industry. The public hearing required to be held was advertised in the Post and Courier on November 26, 2017, and the hearing conducted on December 11, 2017.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLESTON, AS FOLLOWS:

1. Funds generated by the one percent Municipal Accommodations Fee imposed to meet the cost of operational expenses beneficial to the tourism industry will be applied during the fiscal year 2017 to defray tourism-related operational costs including the salaries of police officers, parking enforcement personnel and other tourism related operating expenses in the amount of \$3,693,375, consisting of \$3,675,000 in estimated 2017 revenue, \$12,000 in interest income, and \$6,375 in Fund Balance.

**SECTION 2.** This Ordinance shall become effective on January 1, 2018.

Ratified in City Council this 19<sup>th</sup> day of December, In the  
Year of our Lord 2017, and in the 242<sup>nd</sup> Year of the  
Independence of the United States of America.

\_\_\_\_\_  
John J. Tecklenburg, Mayor

ATTEST:

\_\_\_\_\_  
Vanessa Turner Maybank, Clerk of Council

E4.)



Ratification  
Number: 2017-\_\_\_\_

## AN ORDINANCE

To make appropriations to meet the liabilities of the City of Charleston for the fiscal year ending December 31, 2018.

Be it ordained by the Mayor and City Council members of Charleston in City Council assembled:

**Section 1.** That the following sums of money be, and are hereby appropriated for the purposes hereinafter mentioned, to-wit:

### GENERAL GOVERNMENT

<u>Div. #</u>	<u>Div. Name</u>	
<b>DEPARTMENT OF CLERK OF COUNCIL</b>		
100000	City Council	
	Personnel	653,230
	Fringe Benefits	331,893
	Operating	113,457
	Capital	-
	<b>Total</b>	<b>1,098,580</b>
101000	Records Management	
	Personnel	98,451
	Fringe Benefits	38,740
	Operating	14,822
	Capital	-
	<b>Total</b>	<b>152,013</b>
<b>EXECUTIVE DEPARTMENT</b>		
110000	Municipal Court	
	Personnel	1,126,739
	Fringe Benefits	487,425
	Operating	349,064
	Capital	-
	<b>Total</b>	<b>1,963,228</b>
120000	Mayor's Office	
	Personnel	713,808
	Fringe Benefits	224,191
	Operating	49,100
	Capital	-
	<b>Total</b>	<b>987,099</b>



**DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS**

130000	Budget and Finance Administration	
	Personnel	405,132
	Fringe Benefits	131,729
	Operating	23,570
	Capital	-
	<b>Total</b>	<b>560,431</b>
131000	Finance	
	Personnel	963,801
	Fringe Benefits	383,157
	Operating	172,170
	Capital	-
	<b>Total</b>	<b>1,519,128</b>
132000	Revenue Collections	
	Personnel	430,245
	Fringe Benefits	180,116
	Operating	223,445
	Capital	-
	<b>Total</b>	<b>833,806</b>
133000	Budget and Management	
	Personnel	428,753
	Fringe Benefits	154,230
	Operating	18,550
	Capital	-
	<b>Total</b>	<b>601,533</b>
134000	Procurement	
	Personnel	259,609
	Fringe Benefits	99,897
	Operating	115,250
	Capital	-
	<b>Total</b>	<b>474,756</b>
135000	Real Estate Management	
	Personnel	232,400
	Fringe Benefits	85,356
	Operating	61,410
	Capital	-
	<b>Total</b>	<b>379,166</b>
136000	Process/Service Improvement	
	Personnel	71,392
	Fringe Benefits	23,510
	Operating	422,600
	Capital	-
	<b>Total</b>	<b>517,502</b>

137000	Permit Center		
	Personnel	170,065	
	Fringe Benefits	71,635	
	Operating	22,050	
	Capital	-	
	<b>Total</b>	<b>263,750</b>	
138000	Call Center		
	Personnel	160,500	
	Fringe Benefits	69,530	
	Operating	7,850	
	Capital	-	
	<b>Total</b>	<b>237,880</b>	
<b>EXECUTIVE DEPARTMENT</b>			
140000	Internal Auditing		
	Personnel	122,835	
	Fringe Benefits	44,140	
	Operating	16,880	
	Capital	-	
	<b>Total</b>	<b>183,855</b>	
141000	Corporation Counsel		
	Personnel	718,231	
	Fringe Benefits	235,051	
	Operating	644,890	
	Capital	-	
	<b>Total</b>	<b>1,598,172</b>	
142000	Prosecutor's Office		
	Personnel	251,765	
	Fringe Benefits	89,620	
	Operating	85,097	
	Capital	-	
	<b>Total</b>	<b>426,482</b>	
<b>DEPARTMENT OF HUMAN RESOURCES</b>			
150000	Human Resources		
	Personnel	842,921	
	Fringe Benefits	313,799	
	Operating	198,800	
	Capital	-	
	<b>Total</b>	<b>1,355,520</b>	
<b>DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS</b>			
151000	Safety Management		
	Personnel	159,385	
	Fringe Benefits	60,736	
	Operating	99,050	
	Capital	-	
	<b>Total</b>	<b>319,171</b>	
<b>DEPARTMENT OF INFORMATION TECHNOLOGY</b>			
161000	Information Technology		
	Personnel	1,170,873	
	Fringe Benefits	436,707	
	Operating	2,726,975	
	Capital	182,400	
	<b>Total</b>	<b>4,516,955</b>	

162000	GIS		
	Personnel	334,272	
	Fringe Benefits	124,883	
	Operating	296,357	
	Capital	-	
	<b>Total</b>	<b>755,512</b>	
163000	Telecommunications		
	Personnel	137,123	
	Fringe Benefits	55,834	
	Operating	760,985	
	Capital	-	
	<b>Total</b>	<b>953,942</b>	
<b>DEPARTMENT OF PARKS</b>			
170000	Electrical		
	Personnel	457,521	
	Fringe Benefits	186,212	
	Operating	3,877,418	
	Capital	-	
	<b>Total</b>	<b>4,521,151</b>	
170100	Facilities Maintenance		
	Personnel	496,904	
	Fringe Benefits	220,532	
	Operating	1,372,347	
	Capital	-	
	<b>Total</b>	<b>2,089,783</b>	
<b>DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS</b>			
171000	City Hall		
	Personnel	-	
	Fringe Benefits	-	
	Operating	183,565	
	Capital	-	
	<b>Total</b>	<b>183,565</b>	
<b>DEPARTMENT OF HUMAN RESOURCES</b>			
171100	Mailroom		
	Personnel	27,125	
	Fringe Benefits	14,521	
	Operating	15,455	
	Capital	-	
	<b>Total</b>	<b>57,101</b>	
<b>DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS</b>			
171300	116 Meeting Street		
	Personnel	-	
	Fringe Benefits	-	
	Operating	57,010	
	Capital	-	
	<b>Total</b>	<b>57,010</b>	

171310	Gaillard Complex		
	Personnel	-	
	Fringe Benefits	-	
	Operating	681,258	
	Capital	16,020	
	<b>Total</b>	<b>697,278</b>	

#### DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS

171500	Gallery at Waterfront Park		
	Personnel	-	
	Fringe Benefits	-	
	Operating	72,637	
	Capital	-	
	<b>Total</b>	<b>72,637</b>	

171600	Lockwood Municipal Building		
	Personnel	-	
	Fringe Benefits	-	
	Operating	264,724	
	Capital	-	
	<b>Total</b>	<b>264,724</b>	

171700	50 Broad Street		
	Personnel	-	
	Fringe Benefits	-	
	Operating	17,890	
	Capital	-	
	<b>Total</b>	<b>17,890</b>	

#### NON-DEPARTMENTAL

180000	Pensions		
	Personnel	-	
	Fringe Benefits	-	
	Operating	-	
	Capital	-	
	<b>Total</b>	<b>-</b>	

181000	Employee Benefits		
	Personnel	-	
	Fringe Benefits	4,516,558	
	Operating	-	
	Capital	-	
	<b>Total</b>	<b>4,516,558</b>	

182000	General Insurance		
	Personnel	-	
	Fringe Benefits	-	
	Operating	2,457,142	
	Capital	-	
	<b>Total</b>	<b>2,457,142</b>	

900000	Non-Departmental	
	Personnel	(3,940,000)
	Fringe Benefits	134,626
	Operating	2,603,859
	Capital	-
	<b>Total</b>	<b>(1,201,515)</b>
	<b>Total General Government - General Fund</b>	<b>33,431,805</b>

# **PUBLIC SAFETY**

## **POLICE DEPARTMENT**

200000	Police	
	Personnel	30,652,355
	Fringe Benefits	12,301,417
	Operating	6,022,103
	Capital	130,000
	<b>Total</b>	<b>49,105,875</b>
203000	Police Radio Shop	
	Personnel	231,888
	Fringe Benefits	93,794
	Operating	579,378
	Capital	-
	<b>Total</b>	<b>905,060</b>
206000	Community Outreach	
	Transfer Out	1,500
	Personnel	-
	Fringe Benefits	-
	Operating	45,960
	Capital	-
	<b>Total</b>	<b>47,460</b>
207000	Victims Assistance	
	Personnel	115,630
	Fringe Benefits	51,103
	Operating	35,750
	Capital	-
	<b>Total</b>	<b>202,483</b>

## **FIRE DEPARTMENT**

210000	Fire	
	Personnel	20,522,716
	Fringe Benefits	8,217,329
	Operating	2,798,430
	Capital	180,873
	<b>Total</b>	<b>31,719,348</b>
211000	Fire Department Training	
	Personnel	533,398
	Fringe Benefits	199,257
	Operating	580,517
	Capital	5,000
	<b>Total</b>	<b>1,318,172</b>

213000	Fire Marshal's Office	
	Personnel	705,812
	Fringe Benefits	263,893
	Operating	77,125
	Capital	-
	<b>Total</b>	<b>1,046,830</b>

#### DEPARTMENT OF PUBLIC SERVICE

220000	Engineering	
	Personnel	371,991
	Fringe Benefits	158,835
	Operating	52,035
	Capital	-
	<b>Total</b>	<b>582,861</b>

221000	Inspections	
	Personnel	1,123,008
	Fringe Benefits	469,796
	Operating	92,542
	Capital	-
	<b>Total</b>	<b>1,685,346</b>

#### DEPARTMENT OF LIVABILITY AND TOURISM

225000	Livability	
	Personnel	737,994
	Fringe Benefits	324,901
	Operating	252,135
	Capital	-
	<b>Total</b>	<b>1,315,030</b>

#### DEPARTMENT OF TRAFFIC AND TRANSPORTATION

230000	Traffic and Transportation	
	Personnel	1,007,530
	Fringe Benefits	426,984
	Operating	1,433,776
	Capital	-
	<b>Total</b>	<b>2,868,290</b>

#### DEPARTMENT OF INFORMATION TECHNOLOGY

235000	Public Safety Information Technology	
	Personnel	-
	Fringe Benefits	-
	Operating	1,845,026
	Capital	89,500
	<b>Total</b>	<b>1,934,526</b>

#### EXECUTIVE DEPARTMENT

237000	Resiliency & Emergency Management	
	Personnel	197,361
	Fringe Benefits	69,098
	Operating	53,500
	Capital	-
	<b>Total</b>	<b>319,959</b>

<b>Total Public Safety - General Fund</b>	<b>93,051,240</b>
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### PUBLIC SERVICE

#### DEPARTMENT OF PUBLIC SERVICE

300000	Public Service Administration	
	Personnel	343,160
	Fringe Benefits	109,739
	Operating	32,250
	Capital	-
	<b>Total</b>	<b>485,149</b>

311000	Streets and Sidewalks Administration	
	Personnel	179,470
	Fringe Benefits	73,706
	Operating	842,200
	Capital	-
	<b>Total</b>	<b>1,095,376</b>
312000	Streets and Sidewalks	
	Personnel	998,231
	Fringe Benefits	493,336
	Operating	238,200
	Capital	-
	<b>Total</b>	<b>1,729,767</b>
321000	Environmental Services Administration	
	Personnel	363,621
	Fringe Benefits	148,442
	Operating	251,976
	Capital	-
	<b>Total</b>	<b>764,039</b>
322000	Garbage Collection	
	Personnel	1,515,501
	Fringe Benefits	667,050
	Operating	2,035,938
	Capital	-
	<b>Total</b>	<b>4,218,489</b>
323000	Trash Collection	
	Personnel	1,161,475
	Fringe Benefits	520,721
	Operating	35,262
	Capital	-
	<b>Total</b>	<b>1,717,458</b>
324000	Street Sweeping	
	Personnel	729,391
	Fringe Benefits	399,957
	Operating	37,086
	Capital	73,982
	<b>Total</b>	<b>1,240,416</b>
<b>POLICE DEPARTMENT</b>		
331000	Fleet Management	
	Personnel	774,660
	Fringe Benefits	341,523
	Operating	2,462,625
	Capital	57,521
	<b>Total</b>	<b>3,636,329</b>
	<b>Total Public Service - General Fund</b>	<b>14,887,023</b>

**URBAN AND COMMUNITY DEVELOPMENT****DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

410000	Housing and Community Development	
	Personnel	550,140
	Fringe Benefits	204,526
	Operating	24,250
	Capital	-
	<b>Total</b>	<b>778,916</b>

**DEPARTMENT OF PLANNING, PRESERVATION AND SUSTAINABILITY**

415000	Planning, Preservation and Sustainability Admin.	
	Personnel	265,969
	Fringe Benefits	92,747
	Operating	42,130
	Capital	-
	<b>Total</b>	<b>400,846</b>
419000	Zoning Division	
	Personnel	360,658
	Fringe Benefits	139,240
	Operating	29,750
	Capital	-
	<b>Total</b>	<b>529,648</b>
420000	Preservation Division	
	Personnel	365,938
	Fringe Benefits	131,852
	Operating	22,040
	Capital	-
	<b>Total</b>	<b>519,830</b>
421000	Design Division	
	Personnel	134,553
	Fringe Benefits	44,932
	Operating	34,885
	Capital	-
	<b>Total</b>	<b>214,370</b>
430000	Planning and Sustainability	
	Personnel	337,020
	Fringe Benefits	116,937
	Operating	36,955
	Capital	-
	<b>Total</b>	<b>490,912</b>
	<b>Total Urban and Community Development - General Fund</b>	<b>2,934,522</b>

**CULTURE AND RECREATION****EXECUTIVE DEPARTMENT**

500000	Cultural Affairs	
	Personnel	377,777
	Fringe Benefits	151,558
	Operating	32,100
	Capital	-
	<b>Total</b>	<b>561,435</b>

**DEPARTMENT OF RECREATION**

510000	Recreation Administration	
	Personnel	213,602
	Fringe Benefits	81,219
	Operating	107,205
	Capital	-
	<b>Total</b>	<b>402,026</b>



511000	Recreation Athletics	
	Personnel	531,251
	Fringe Benefits	190,343
	Operating	-
	Capital	-
	<b>Total</b>	<b>721,594</b>
511200	Youth Sports	
	Personnel	-
	Fringe Benefits	-
	Operating	495,505
	Capital	-
	<b>Total</b>	<b>495,505</b>
511201	FCC Community Outreach	
	Personnel	-
	Fringe Benefits	-
	Operating	10,000
	Capital	-
	<b>Total</b>	<b>10,000</b>
511300	Adult Sports	
	Personnel	-
	Fringe Benefits	-
	Operating	51,860
	Capital	-
	<b>Total</b>	<b>51,860</b>
513000	Recreation Programs	
	Personnel	671,793
	Fringe Benefits	209,956
	Operating	208,895
	Capital	-
	<b>Total</b>	<b>1,090,644</b>
513100	Environmental Programs	
	Personnel	-
	Fringe Benefits	-
	Operating	7,155
	Capital	-
	<b>Total</b>	<b>7,155</b>
513300	Playground Programs	
	Personnel	-
	Fringe Benefits	-
	Operating	70,145
	Capital	-
	<b>Total</b>	<b>70,145</b>
513400	Community Programs	
	Personnel	-
	Fringe Benefits	-
	Operating	30,330
	Capital	-
	<b>Total</b>	<b>30,330</b>
515000	Recreation Facilities	
	Personnel	98,095
	Fringe Benefits	30,065
	Operating	2,185
	Capital	-
	<b>Total</b>	<b>130,345</b>

515010	James Island Recreation Center	
	Personnel	272,770
	Fringe Benefits	106,359
	Operating	184,140
	Capital	-
	<b>Total</b>	<b>563,269</b>
515020	St. Julian Devine	
	Personnel	137,494
	Fringe Benefits	44,084
	Operating	51,169
	Capital	-
	<b>Total</b>	<b>232,747</b>
515025	Bees Landing Recreation Center	
	Personnel	338,009
	Fringe Benefits	110,267
	Operating	231,600
	Capital	-
	<b>Total</b>	<b>679,876</b>
515030	Arthur Christopher Community Center	
	Personnel	221,260
	Fringe Benefits	79,403
	Operating	147,300
	Capital	-
	<b>Total</b>	<b>447,963</b>
515035	Shaw Community Center	
	Personnel	109,801
	Fringe Benefits	39,292
	Operating	19,260
	Capital	-
	<b>Total</b>	<b>168,353</b>
515040	West Ashley Park	
	Personnel	-
	Fringe Benefits	-
	Operating	43,425
	Capital	-
	<b>Total</b>	<b>43,425</b>
515045	Daniel Island Programs	
	Personnel	129,543
	Fringe Benefits	45,459
	Operating	62,840
	Capital	-
	<b>Total</b>	<b>237,842</b>
516000	Aquatics	
	Personnel	938,532
	Fringe Benefits	340,511
	Operating	282,730
	Capital	-
	<b>Total</b>	<b>1,561,773</b>

516010	WL Stephens Pool		
	Personnel	-	
	Fringe Benefits	-	
	Operating	1,000	
	Capital	-	
	<b>Total</b>	<b>1,000</b>	
516020	MLK Pool		
	Personnel	-	
	Fringe Benefits	-	
	Operating	1,000	
	Capital	-	
	<b>Total</b>	<b>1,000</b>	
516030	Herbert Hasell Pool		
	Personnel	-	
	Fringe Benefits	-	
	Operating	200	
	Capital	-	
	<b>Total</b>	<b>200</b>	
516035	James Island Pool		
	Personnel	-	
	Fringe Benefits	-	
	Operating	1,500	
	Capital	-	
	<b>Total</b>	<b>1,500</b>	
516040	Swim Team		
	Personnel	-	
	Fringe Benefits	-	
	Operating	29,760	
	Capital	-	
	<b>Total</b>	<b>29,760</b>	
517000	Tennis		
	Personnel	508,443	
	Fringe Benefits	161,607	
	Operating	52,000	
	Capital	-	
	<b>Total</b>	<b>722,050</b>	
517010	Charleston Tennis Center		
	Personnel	-	
	Fringe Benefits	-	
	Operating	97,974	
	Capital	-	
	<b>Total</b>	<b>97,974</b>	
517020	Maybank Tennis Center		
	Personnel	-	
	Fringe Benefits	-	
	Operating	59,555	
	Capital	-	
	<b>Total</b>	<b>59,555</b>	

517030	Inner City Youth Tennis	
	Personnel	-
	Fringe Benefits	-
	Operating	2,675
	Capital	-
	<b>Total</b>	<b>2,675</b>

518000	Gymnastics	
	Personnel	212,227
	Fringe Benefits	72,177
	Operating	-
	Capital	-
	<b>Total</b>	<b>284,404</b>

518010	Gymnastics Training Center	
	Personnel	-
	Fringe Benefits	-
	Operating	23,245
	Capital	-
	<b>Total</b>	<b>23,245</b>

**DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS**

518550	Maritime Center	
	Personnel	219,794
	Fringe Benefits	108,232
	Operating	269,625
	Capital	-
	<b>Total</b>	<b>597,651</b>

**DEPARTMENT OF PARKS**

520000	Capital Projects	
	Personnel	545,801
	Fringe Benefits	179,995
	Operating	356,328
	Capital	-
	<b>Total</b>	<b>1,082,124</b>

521000	Parks Administration	
	Personnel	800,456
	Fringe Benefits	303,597
	Operating	148,649
	Capital	-
	<b>Total</b>	<b>1,252,702</b>

522000	Grounds Maintenance	
	Personnel	3,174,064
	Fringe Benefits	1,485,293
	Operating	1,798,610
	Capital	34,100
	<b>Total</b>	<b>6,492,067</b>

523000	Construction	
	Personnel	475,713
	Fringe Benefits	215,866
	Operating	243,684
	Capital	-
	<b>Total</b>	<b>935,263</b>

526000	Parks Maintenance Projects	
	Personnel	-
	Fringe Benefits	-
	Operating	96,810
	Capital	-
	<b>Total</b>	<b>96,810</b>

**DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS**

531000	Dock Street Theatre	
	Personnel	322,608
	Fringe Benefits	122,213
	Operating	197,600
	Capital	-
	<b>Total</b>	<b>642,421</b>

**EXECUTIVE DEPARTMENT**

572000	West Ashley Farmers Market	
	Personnel	16,273
	Fringe Benefits	1,434
	Operating	52,550
	Capital	-
	<b>Total</b>	<b>70,257</b>

**Total Culture and Recreation - General Fund** **19,898,945**

**COMMUNITY PROMOTIONS****DEPARTMENT OF LIVABILITY AND TOURISM**

600000	Tourism	
	Personnel	276,317
	Fringe Benefits	112,058
	Operating	249,100
	Capital	15,000
	<b>Total</b>	<b>652,475</b>

**NON-DEPARTMENTAL**

620000	Community Promotions	
	Personnel	-
	Fringe Benefits	-
	Operating	200,700
	Capital	-
	<b>Total</b>	<b>200,700</b>

**Total Community Promotions - General Fund** **853,175**

**HEALTH AND WELFARE****EXECUTIVE DEPARTMENT**

700000	Public Information	
	Personnel	183,929
	Fringe Benefits	66,137
	Operating	16,900
	Capital	-
	<b>Total</b>	<b>266,966</b>

701000	Mayor's Office for Children, Youth, and Families	
	Personnel	148,340
	Fringe Benefits	57,689
	Operating	24,750
	Capital	-
	<b>Total</b>	<b>230,779</b>

**NON-DEPARTMENTAL**

710000	Assistance Programs		
	Personnel	-	
	Fringe Benefits	-	
	Operating	496,950	
	Capital	-	
	<b>Total</b>	<b>496,950</b>	
	<b>Total Health and Welfare - General Fund</b>	<b>994,695</b>	

**BUSINESS DEVELOPMENT AND ASSISTANCE****EXECUTIVE DEPARTMENT**

810000	Technology Business Development		
	Personnel	-	
	Fringe Benefits	-	
	Operating	339,801	
	Capital	-	
	<b>Total</b>	<b>339,801</b>	

**DEPARTMENT OF PLANNING, PRESERVATION AND SUSTAINABILITY**

820000	Business and Neighborhood Services		
	Personnel	268,236	
	Fringe Benefits	93,246	
	Operating	64,250	
	Capital	-	
	<b>Total</b>	<b>425,732</b>	

**EXECUTIVE DEPARTMENT**

153000	Youth Programs		
	Personnel	100,920	
	Fringe Benefits	22,209	
	Operating	13,550	
	Capital	-	
	<b>Total</b>	<b>136,679</b>	
	<b>Total Business Development and Assist. - General Fund</b>	<b>902,212</b>	

**OTHER**

920010	Capital Leases		
	Personnel	-	
	Fringe Benefits	-	
	Operating	5,160,940	
	Capital	-	
	<b>Total</b>	<b>5,160,940</b>	
920131	Bond, GO 2014 Ref 4.375M GF		
	Personnel	-	
	Fringe Benefits	-	
	Operating	808,575	
	Capital	-	
	<b>Total</b>	<b>808,575</b>	

920150	Bond, GO 2010 Series B 17.1M		
	Personnel	-	
	Fringe Benefits	-	
	Operating	1,842,563	
	Capital	-	
	<b>Total</b>	<b>1,842,563</b>	
920160	Bond, GO 2014 22M		
	Personnel	-	
	Fringe Benefits	-	
	Operating	2,011,275	
	Capital	-	
	<b>Total</b>	<b>2,011,275</b>	
920170	Bond, 2018 12m GO-Recreations		
	Personnel	-	
	Fringe Benefits	-	
	Operating	401,125	
	Capital	-	
	<b>Total</b>	<b>401,125</b>	
	<b>Total Other - General Fund</b>	<b>10,224,478</b>	

#### TRANSFERS OUT

932000	General Fund Transfers Out		
	Transfers Out	1,861,425	
	Personnel	-	
	Fringe Benefits	-	
	Operating	-	
	Capital	-	
	<b>Total</b>	<b>1,861,425</b>	
	<b>Total Transfers Out - General Fund</b>	<b>1,861,425</b>	

<b>TOTAL GENERAL FUND APPROPRIATION:</b>	<b>179,039,520</b>
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#### ENTERPRISE FUNDS

##### DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS

020010	Old Slave Mart Museum		
	Personnel	105,251	
	Fringe Benefits	43,508	
	Operating	64,249	
	Capital	-	
	<b>Total</b>	<b>213,008</b>	
021010	City Market		
	Personnel	-	
	Fringe Benefits	-	
	Operating	1,915,511	
	Capital	60,000	
	<b>Total</b>	<b>1,975,511</b>	
021920	Bond, Revenue 2010 2.1M CM		
	Personnel	-	
	Fringe Benefits	-	
	Operating	185,255	
	Capital	-	
	<b>Total</b>	<b>185,255</b>	

021930	Bond, Revenue 2010A 3.4M CM	
	Personnel	-
	Fringe Benefits	-
	Operating	317,635
	Capital	-
	<b>Total</b>	<b>317,635</b>
022005	Parking Management Services	
	Personnel	1,077,622
	Fringe Benefits	594,534
	Operating	182,239
	Capital	-
	<b>Total</b>	<b>1,854,395</b>
022010	Parking Tickets Revenue Collections	
	Personnel	213,763
	Fringe Benefits	118,519
	Operating	189,928
	Capital	-
	<b>Total</b>	<b>522,210</b>
022016	Parking Facilities Administration-ABM	
	Transfer Out	292,207
	Personnel	-
	Fringe Benefits	-
	Operating	9,505,772
	Capital	4,167,541
	<b>Total</b>	<b>13,965,520</b>
022035	Parking Lot - B.A.M.	
	Personnel	-
	Fringe Benefits	-
	Operating	3,750
	Capital	-
	<b>Total</b>	<b>3,750</b>
<b>DEPARTMENT OF TRAFFIC AND TRANSPORTATION</b>		
022045	Parking Meters	
	Personnel	210,254
	Fringe Benefits	87,119
	Operating	654,001
	Capital	-
	<b>Total</b>	<b>951,374</b>
<b>DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS</b>		
022075	Parking Garage - Cumberland Street	
	Personnel	-
	Fringe Benefits	-
	Operating	287,000
	Capital	-
	<b>Total</b>	<b>287,000</b>
<b>NON-DEPARTMENTAL</b>		
022940	Bond SCE&G Revenue 1997 16.6M	
	Personnel	-
	Fringe Benefits	-
	Operating	409,676
	Capital	-
	<b>Total</b>	<b>409,676</b>



022943	Bond, GO 2016 \$12.715M Ref	
	Personnel	-
	Fringe Benefits	-
	Operating	1,322,512
	Capital	-
	<b>Total</b>	<b>1,322,512</b>

022956	Bond, IPRB 26.27M 2015-A PK	
	Personnel	-
	Fringe Benefits	-
	Operating	231,940
	Capital	-
	<b>Total</b>	<b>231,940</b>

022957	Bond, IPRB 5M 2015-B PK	
	Personnel	-
	Fringe Benefits	-
	Operating	1,544,690
	Capital	-
	<b>Total</b>	<b>1,544,690</b>

022958	Bond, IPRB 2xM 2017-B PK	
	Personnel	-
	Fringe Benefits	-
	Operating	1,984,486
	Capital	-
	<b>Total</b>	<b>1,984,486</b>

#### DEPARTMENT OF PARKS

023010	JPR, Jr. Ballpark	
	Transfer Out	41,483
	Personnel	59,704
	Fringe Benefits	23,350
	Operating	1,940,603
	Capital	-
	<b>Total</b>	<b>2,065,140</b>

#### DEPARTMENT OF BUDGET, FINANCE AND REVENUE COLLECTIONS

024010	Angel Oak	
	Personnel	76,588
	Fringe Benefits	26,965
	Operating	185,893
	Capital	-
	<b>Total</b>	<b>289,446</b>

027010	Charleston Visitor Center	
	Transfer Out	9,524
	Personnel	394,134
	Fringe Benefits	219,478
	Operating	476,275
	Capital	55,000
	<b>Total</b>	<b>1,154,411</b>

#### DEPARTMENT OF RECREATION

028010	Municipal Golf Course	
	Transfer Out	408
	Personnel	735,359
	Fringe Benefits	344,033
	Operating	896,276
	Capital	12,000
	<b>Total</b>	<b>1,988,076</b>

**TOTAL ENTERPRISE FUND APPROPRIATION:**

**31,266,035**

**TOTAL APPROPRIATION:**

**210,305,555**

**Section 2.** The above mentioned appropriations shall be expended according to Sections 2-269 and 2-270 of the Code of the City of Charleston and schedules approved by the Committee on Ways and Means. When it becomes necessary to make a transfer within any department, miscellaneous appropriation above or operating transfers between funds, such transfers shall be made only upon the approval of the Chief Financial Officer or Deputy Chief Financial Officer provided, however, that they shall refer transfers in excess of \$40,000 to the Ways and Means Committee for authorization. Encumbrances are considered reappropriated in the ensuing year and are inclusive in the overall budget for the ensuing year.

**Section 3.** The above appropriations are on a basis of twelve (12) months, and are effective as of January 1, 2018, but said appropriations for salaries and operations are subject to cancellation or amendment by City Council as any emergency may make necessary.

**Section 4.** The Mayor is hereby empowered in any emergency and for increased efficiency in administration of government or in the event of any vacancies in any department or division, to transfer any individual or individuals on the payroll from one department or division to another, and any funds from one department, division or administrative function to another.

**Section 5.** The Chief Financial Officer is hereby authorized to refer for final approval any proposed expenditures for salaries or supplies submitted by any department, board, or commission to the Mayor or the Committee on Ways and Means if, in his judgment such referral is advisable.

**Section 6.** That the Emergency Fund shall be allocated by the Mayor, the Chief Financial Officer or the Deputy Chief Financial Officer for improvements, adjustments and emergencies provided, however, that allocations in excess of \$40,000 shall be referred to the Committee on Ways and Means for authorization.

**Section 7.** That if any section, item or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining sections, items and portions hereof, which shall remain in full force and effect.

**Section 8.** All Ordinances and parts of Ordinances in conflict with this Ordinance shall be, and the same hereby are repealed only so far as they are in conflict herewith.

**Section 9.** This Ordinance shall take effect as of January 1, 2018.

Ratified in City Council this 19<sup>th</sup> day of December, in the Year of Our Lord, 2017, and in the 242<sup>nd</sup> Year of the Independence of the United States of America.

**ATTEST:**

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John J. Tecklenburg, Mayor

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Vanessa Turner-Maybank, Clerk of Council

E5.)



Ratification  
Number: 2017- \_\_\_\_\_

### AN ORDINANCE

To raise funds for the fiscal year ending December 31, 2018 and to meet the appropriation of \$210,305,555 authorized by ordinance 2017-\_\_\_\_\_ ratified 19th day of December, 2017.

Be it ordained by the Mayor and Council members of Charleston, in the City Council assembled.

**Section 1.** The revenues of the City government applicable to the financing of the appropriations have been estimated and fixed as shown in the following items:

#### GENERAL FUND:

Item 1.	Property Taxes	\$ 95,242,230
	Less Local Option Sales Tax Credit	\$ (19,413,000)
	<b>Total</b>	<b>\$ 75,829,230</b>
Item 2.	Licenses	\$ 33,206,900
Item 3.	Sales and User Charges	\$ 519,300
Item 4.	Permits and Fees	\$ 6,345,600
Item 5.	Rents and Concessions	\$ 1,811,822
Item 6.	Fines and Forfeitures	\$ 475,000
Item 7.	Penalties and Costs	\$ 742,200
Item 8.	State of South Carolina	\$ 23,524,936
Item 9.	Recreational Facilities	\$ 1,648,886
Item 10.	Franchise Tax	\$ 14,505,000
Item 11.	Commissioners of Public Works	\$ 1,095,000
Item 12.	Miscellaneous Income	\$ 1,225,252
Item 13.	Interest Income	\$ 450,000
Item 14.	Federal Programs	\$ 203,610
	<b>Total General Fund</b>	<b>\$ 161,582,736</b>
	<b>Total General Fund - Transfers In</b>	<b>\$ 9,654,033</b>
	<b>Total General Fund - Other Financing Sources</b>	<b>\$ 789,683</b>
	<b>Total General Fund Revenues and Financing Sources</b>	<b>\$ 172,026,452</b>

#### ENTERPRISE FUNDS:

Item 15.	Angel Oak	\$ 331,974
Item 16.	Charleston Visitor Center	\$ 1,185,388
Item 17.	City Market	\$ 2,628,400
Item 18.	Joseph P. Riley, Jr. Ball Park	\$ 1,800,000
Item 19.	Municipal Golf Course	\$ 1,901,750
Item 20.	Parking Facilities	\$ 30,058,591
Item 21.	Old Slave Mart Museum	\$ 373,000
	<b>Total Enterprise Funds Revenue</b>	<b>\$ 38,279,103</b>

**Total Revenues & Other Financing Sources** **\$ 210,305,555**

**Total To Be Appropriated** **\$ 210,305,555**

**Section 2.** That for the purpose of providing the sum of \$172,026,452 for the General Fund operations set forth in Item 1 above, a tax of 78.1 mills hereby is levied upon every dollar of value of all real and personal property in the City of Charleston to be appropriated for several purposes indicated in the annual Appropriations Ordinance and for the purpose of providing funds for drainage improvements hereby is levied a tax of four (4) mills upon every dollar of value of all real and personal property in the City of Charleston, and for the purpose of providing funds for public safety capital expenditures hereby is levied a tax of one and one-half (1.5) mill upon every dollar of value of all real and personal property in the City of Charleston.

**Section 3.** That for the purpose of deriving the revenue estimated in Item 10 above, there is levied a fee on all amounts received by any person, firm, or corporation from the sale of electric energy used within the corporate limits of the City of Charleston, except electric energy paid for by the City Council of Charleston, and also a fee on all amounts received by any person, firm or corporation from the sale of natural or manufactured gas used within the corporate limits of the City of Charleston, except gas paid for by the City Council of Charleston, to be paid as other fees herein of the City of Charleston are paid, and to be calculated on the amounts received from the first of January of the previous year through the thirty-first of December of the previous year, which fees shall be in addition to all other taxes and assessments. The total fee shall be five percent (5%) of the retail electric and gas revenues.

**Section 4.** All taxes hereby levied shall be paid on or before January 15, 2018.

**Section 5.** That for non-payment of taxes on real estate and other personal property (not motor vehicles) hereby levied in the manner and form hereinabove set out, penalties and costs shall be added and imposed as follows:

January 16, 2018 through February 1, 2018, three percent (3%) plus cost.

February 2, 2018 through March 15, 2018, in addition to the three percent (3%) herein specified, an additional seven percent (7%) plus cost.

After March 16, 2018, in addition to the three percent (3%) and seven (7%) herein specified, an additional five percent (5%) until paid, plus all costs of levy, collections, seizure and sale.

Provided, however, that this shall in no way be construed to extend the time for payments of taxes as hereinabove set forth, and the Officers of the City of Charleston, the County of Charleston or Berkeley County are authorized to proceed with the collection and enforcement by levy, sale or otherwise at any time subsequent to the said first day of February, 2018.

**Section 6.** The Sheriff of Charleston County or Berkeley County shall determine the date to sell all real property upon which taxes levied under this ordinance are unpaid; provided, however, nothing herein contained shall prevent the sale upon a subsequent date of real property not sold on the above mentioned date because of error, mistake, oversight or other cause.

**Section 7.** That the taxes herein levied shall constitute a specific lien on the property taxed paramount to all other liens, except those for State and County taxes, from the time the liability for said taxes shall have accrued for the full term of ten (10) years after the said taxes shall have been due and payable.

**Section 8.** That all funds collected under the authority of this ordinance, except as herein directed, are to be held, used and expended for expenses incurred and to be incurred for the fiscal year 2018 and all such expenses, including those represented by the issuance of tax anticipation notes shall be first paid and shall constitute a first lien upon all such funds, and also upon all to the above levy so far as may be necessary to meet the payment of the said tax anticipation notes for expenses incurred in the fiscal year 2018.

**Section 9.** That all the above items are to be paid as herein set forth so far as may be necessary and subject to the provisions of Section 8 of this ordinance, but any balances in any of the above items not used or specifically set aside for use, shall revert to the General Fund.

**Section 10.** That if any sections, item or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining sections, items and portion hereof, which shall remain in full force and effect.

**Section 11.** This ordinance shall take effect January 1, 2018.

Ratified in City Council this 19<sup>th</sup> day of December, in the Year of Our Lord, 2017, and in the 242<sup>nd</sup> Year of the Independence of the United States of America.

**ATTEST:**

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John J. Tecklenburg, Mayor

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Vanessa Turner-Maybank, Clerk of Council



Ratification  
Number \_\_\_\_\_

# AN ORDINANCE

TO AMEND THE CODE OF THE CITY OF CHARLESTON, SOUTH CAROLINA, CHAPTER 19, SECTION 270 TO PROVIDE FURTHER CLARIFICATION ON RESIDENTIAL PARKING DISTRICT DECAL ISSUANCE. (AS AMENDED)

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS IN CITY COUNCIL ASSEMBLED:

**Section 1.** Chapter 19, Section 19-270(3)(a) of the Code of the City of Charleston is hereby amended by deleting the following stricken phrases and adding thereto the following underlined phrases, which shall read as follows:

**"Sec. 19-270. Issuance of resident and tenant decals.**

(a) When an area has been designated as a residential permit parking district, the Director of Traffic and Transportation or his designee shall authorize the issuance of the appropriate residential parking decals for that district.

- (1) No more than two (2) residential parking decals shall be issued to each residential unit, and no more than six (6) residential parking permits shall be issued per Charleston County TMS Number.
- (2) No ~~vehicle~~, resident, or tenant, or property owner shall receive a decal for more than one (1) residential permit parking district at the same time.
- (3) Before a decal shall be issued to a resident, ~~or a tenant, or property owner~~, the ~~resident, or tenant, or property owner~~ shall provide proof of the applicant's residency in the parking district.

(a) Proof of residency shall consist of the following documents all of which shall reflect an address within the district:

- (i) A property tax receipt, deed, or mortgage documents ~~for~~ the property; or,
- (ii) a valid South Carolina identification,
- (iii) a valid South Carolina Vehicle Registration or proof of payment of Charleston County vehicle registration fee, and,
- (iv) a valid lease of at least six months' duration

(b) All decal applicants may be required to submit the most recent Charleston County Tax bill depicting the tax rate for the residential unit for which the applicant is seeking the parking decal.

**Section 2.** This Ordinance shall become effective January 1, 2018.

Ratified in City Council this \_\_\_\_\_ day of \_\_\_\_\_ in  
the Year of Our Lord, 2017, in the \_\_\_\_\_ Year of  
Independence of the United States of America.

By:

\_\_\_\_\_  
John J. Tecklenburg  
Mayor, City of Charleston

ATTEST:

\_\_\_\_\_  
Vanessa Turner Maybank  
Clerk of Council

141.)



Ratification  
Number \_\_\_\_\_

## A N O R D I N A N C E

TO AMEND CHAPTER 54 OF THE CODE OF THE CITY OF CHARLESTON (ZONING ORDINANCE) BY AMENDING OFF-STREET PARKING REQUIREMENTS FOR EATING AND DRINKING PLACES AND ADDING OFF-STREET PARKING REQUIREMENTS FOR CATERING USES IN TABLE 3.3 OF SECTION 54-317 AND AMENDING RESTRICTIONS FOR OFF SITE PARKING IN SECTION 54-319 (AS AMENDED)

BE IT ORDAINED BY THE MAYOR AND COUNCIL MEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Findings. City Council finds that the increasing popularity of eating and drinking places in the City has led to an increase in the number of eating and drinking places in neighborhood commercial areas. City Council finds that neighborhood commercial areas are characterized by small commercially zoned areas located in immediate proximity to residential neighborhoods. City Council finds that eating and drinking places in neighborhood commercial areas can adversely affect residential neighborhoods by causing parking from customers and employees to overflow into residential neighborhoods. However, City Council finds that, if properly regulated, eating and drinking places in neighborhood commercial areas can be beneficial to the City and the residential neighborhoods under certain circumstances.

City Council finds that opportunities for public parking vary considerably from the peninsula section of the City to the suburban areas of the City. On the peninsula, public parking can be found in parking garages, surface parking lots and on streets, whereas in suburban areas, opportunities for public parking are very limited, especially in commercial areas. In addition, City Council finds that within neighborhood commercial areas on the peninsula, opportunities for public parking are typically limited to on-street parking, which



is inadequate where eating and drinking places are concentrated. Due to these factors, City Council finds that current off-street parking requirements in the zoning ordinance for eating and drinking places properly distinguish between the peninsula and other areas of the City except that parking requirements are too low in certain respects. City Council is mindful of the importance of protecting the residential character of City neighborhoods. Absent appropriate requirements for off-street parking, residential areas around neighborhood commercial areas will be harmed. City Council therefore finds it appropriate to adjust certain off-street parking requirements for eating and drinking places.

City Council also finds that current parking requirements of the zoning ordinance do not clearly address catering uses, which have also grown more popular in recent years.

Section 2. Section 54-317 of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) is hereby amended by amending the off-street parking requirements in Table 3.3 for eating and drinking places to read as follows (new text in **bold** and deleted text with **strikethrough**):

USE	NUMBER OF SPACES REQUIRED
<p>- <b><u>Restaurants Eating and drinking places;</u></b> sit down establishments serving food and beverage (on the peninsula)</p>	<p>1 per <del>150</del> <b><u>100</u></b> square feet of inside patron use area (excluding bathrooms) <del>except that for a lot with this use that is more than 150 away from any lot with a residential zoning designation, measured closest point of the lot to closest point of the lot, the number of spaces required for inside patron use area shall be 1 per 150 square feet (excluding bathrooms),</del> and 1 per <del>200</del> <b><u>130</u></b> square feet of outside <b><u>seating patron use</u></b> area <del>if available.</del></p>
<p>- <b><u>Restaurants, Eating and drinking places;</u></b> sit down establishments serving food and beverage (all other areas)</p>	<p>1 per 90 square feet of inside patron use area (excluding bathrooms), and 1 per 200 square feet of outside <b><u>seating patron use</u></b> area <del>if available.</del></p>
<p>- <b><u>Restaurant, Eating places;</u></b> fast food, <del>drive-thru</del>, take-out and/or express prepared food delivery only</p>	<p>1 per 75 square feet of inside patron use area, plus 1 per <del>200</del> square feet of outside <b><u>seating patron use</u></b> area <del>if available.</del></p>

-	<b><u>Restaurant, Eating places:</u></b> drive-thru with no use area	1 per employee at maximum shift inside patron plus 1 per delivery vehicle plus 1 per <del>250</del> <b><u>200</u></b> square feet of outside <del>seating patron use</del> area.
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Section 3. Section 54-317 of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) is hereby amended by inserting new off-street parking requirements in Table 3.3 for catering uses immediately following the requirements for Eating Places to read as follows (new text in **bold**):

-	<b><u>Catering kitchen with no on-site food sales</u></b>	<b><u>1 per 500 square feet of gross floor area</u></b>
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Section 4. Section 54-319 of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) is hereby amended to read as follows (new text in **bold** and deleted text with ~~striketthrough~~):

Sec. 54-319. Location of parking.

Off-street parking spaces provided pursuant to this section shall be located upon the same lot of record as the use to which they are associated. However, if the property does not provide sufficient off-street parking, parking may be provided on a properly zoned lot within 400 feet of the building or use, provided, however, that a satisfactory long-term lease **with a term** of at least 10 years is provided to and approved by the zoning administrator (such distance shall be measured from the nearest point of the parking lot to the nearest boundary of the ~~property lot~~ on which the building or use is located that the parking ~~lot~~ is said to serve), **and further provided that for eating and drinking places or catering uses, the lot used for off site parking shall not adjoin a lot with a residential zoning designation or be separated from a lot with a residential zoning designation by a right-of-way of 55 or less feet.**

Section 5. This Ordinance shall become effective upon ratification.

Ratified in City Council this \_\_\_\_ day of  
\_\_\_\_\_ in the Year of Our Lord 2017,  
in the \_\_\_\_ Year of Independence of the United States  
of America.

By: \_\_\_\_\_  
John J. Tecklenburg  
Mayor, City of Charleston

Attest: \_\_\_\_\_  
Vanessa Turner Maybank  
Clerk of Council



Ratification  
Number \_\_\_\_\_

## AN ORDINANCE

TO AMEND CHAPTER 54 OF THE CODE OF THE CITY OF CHARLESTON (ZONING ORDINANCE) BY CREATING THE FOLLY ROAD OVERLAY ZONE. **(AS AMENDED)**

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) is hereby amended by inserting in the first sentence of Section 54-102(c)(1) immediately after "Tech Corridor Overlay Zone" the text ", Folly Road Overlay Zone" and inserting the following new subsection at the end of Section 54-202 to read as follows:

"**I. Folly Road, FR Overlay Zone.** The Folly Road Overlay Zone is intended to implement traffic safety measures, to improve the visual character of the corridor, and to create consistency between the City of Charleston and surrounding jurisdictions concerning land use and design standards."

Section 2. Article 2, Part 5: Permitted Uses For Overlay Zones of Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) is hereby amended by inserting, in numerical order, the following new sections:

### **Sec. 54-229.4. Folly Road, FR, Overlay Zone.**

**a. Intent.** The Folly Road, FR, overlay zone fronts on the east and west sides of Folly Road from its intersection with Tatum Road south to the Folly River and includes only those parcels with a commercial base zoning designation. Folly Road is the main thoroughfare on James Island and the only route leading to Folly Beach. As such, it carries a large number of vehicles each day. Moreover, some of the properties along Folly Road are located within the jurisdictional limits of the Town of James Island, the City of Folly Beach, the City of Charleston, and unincorporated Charleston County. The intent of the FR overlay zone is to implement traffic safety measures, to improve the visual character of the corridor, and to create consistency between the Town of James Island, the City of Folly Beach, the City of Charleston, and unincorporated Charleston County concerning land use and design standards.

**b. Generally.**

**1. Development regulations for all areas of the FR overlay zone.**

The following development regulations apply to all parcels within FR overlay zone in addition to the requirements described below for each of the five sub-areas. All non-single family detached development applications shall, at the time application is made, provide proof that the following requirements will be met prior to the issuance of any approvals:

**(a) Vehicle Access**

(1)) All parcels in this overlay zoning district with a base zoning of RO (Residential Office) shall be allowed one curb cut per 150 feet of road frontage; all other parcels with a commercial base zoning shall be allowed one curb cut every 250 feet.

(2) Proposed new access drives shall be a minimum distance of 75 feet from a street intersection measured from the edge of the intersecting roadway to the beginning of the driveway radius. These minimum spacing requirements shall be increased if a right-turn deceleration lane is required and shall equal the length of the turn lane and taper plus an additional distance of 50 feet.

(3) All applications for development of non-residential uses shall include a suitable access management plan demonstrating that the driveway separation requirements can be met. The following techniques may be employed to achieve this result, but the burden of accomplishing the desired effect remains with the developer of the property:

- a. Aggregation of parcel;
- b. Parallel frontage or "backage" roads;
- c. Shared curb cuts between adjoining properties; and
- d. Shared access easements between parcels.

(b) Pedestrian access. Paved pedestrian ways shall be included in site design and shall provide a continuous link to adjacent parcels, as well as within the development area. Grade-separated pedestrian walkways must provide a direct connection from the street to the main entrance, and to abutting properties. Pedestrian walkways must be designed and located in a manner that does not require pedestrians to walk through parking lots or cross driveways and sidewalks may be allowed in right-of-way-buffers.

(c) Building height. The height of buildings shall not exceed a maximum of two and one-half (2.5) stories or thirty-five (35) 40 feet, whichever is less, measured from the highest curb elevation of Folly Road adjacent to the site, except that architectural features such as parapets, cupolas, roof structures, and other similar features shall be allowed to exceed the thirty-five (35) foot height limitation but not exceed a total building height of forty (40) feet.

(d) Residential density. Parcels with a base zoning of CT, LB, GB and LI within the Folly Road Overlay shall be limited to a maximum of eight dwelling units per acre of high ground. A maximum of 12 dwelling units per acre of high ground shall be permitted if workforce housing requirements contained in Article 2, Part 15, of this chapter are met. All parcels developed with residential uses greater than 10,000 square feet shall include commercial uses so that the square footage of conditioned, commercial floor space equals a minimum of 10 percent of the total square footage of conditioned floor space on the parcel. Residential

developments that provide workforce housing shall be exempt from the 10 percent commercial use requirement.

(e) Uses. Permitted uses and prohibited uses are described in each of the five sub-areas below. Gun shops shall be permitted only on parcels in this overlay zoning district with a base zoning of General Business (GB).

(f) Coordination with Adjacent Jurisdictions. A letter of notification to the Town of James Island, Charleston County, and/or City of Folly Beach shall be required as part of all land development applications, dependent upon overlay zoning district area. The purpose of the notification is to ensure that each jurisdiction is aware of proposed development.

#### **Sec. 54-229.5. FR Overlay Zone, North Village Sub-Area.**

The North Village sub-area extends from Crosscreek/Tatum Street to Oakpoint Road (Ellis Creek area). This area currently consists of mixed medium and low intensity commercial uses such as shopping centers, professional offices, and vehicle services. Higher intensity residential uses, such as apartment complexes, also exist in this Area. The following regulations apply in addition to the requirements of Section 54-229.4, b:

**a. Permitted uses.** Permitted uses on a parcel shall include uses allowed in the base zoning district of that parcel as modified by Section 54-229.4, b, except that motor vehicle dealers (new and used) shall be prohibited.

**b. Prohibited uses.** Motor vehicle dealers (new and used) shall be prohibited.

#### **c. Buffers.**

1. A minimum 25-foot vegetated right-of-way buffer shall be required for parcels along Folly Road with a base zoning of GB, LB, CT or GO;

2. A minimum 15-foot vegetated right of way buffer shall be required for parcels along Folly Road with a base zoning of RO;

3. Parcels with a base zoning of GB, LB, CT or GO shall be required to have a minimum 20-foot rear vegetated buffer adjacent to residentially zoned parcels;

4. Parcels with a base zoning of RO shall be required to have a minimum 15-foot vegetated rear buffer adjacent to residentially zoned parcels; and

5. Where appropriate, fencing may be required to screen adjacent residentially zoned parcels. When a minimum 6-foot high opaque fence or wall is utilized, the zoning administrator may reduce the land use buffer by up to one-half (½) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

6. Exceptions. In order to allow for new buildings to relate harmoniously with the streetscape and to other structures in the vicinity, when deemed appropriate by the Design Review Board, buildings may be permitted to encroach into the required right-of-way buffer. This exemption shall not apply to parking lots or any other vehicular use areas.

**Sec. 54-229.6. FR Overlay Zone, Commercial Core Sub-Area.**

The Commercial Core sub-area is the gateway and commercial center and extends from Oak Point Road (Ellis Creek Area) to Prescott Street. This area currently consists of higher intensity commercial uses such as chain type restaurants, vehicle service and repair, drug stores, and shopping centers with minimal buffering along Folly Road. The following regulations apply in addition to the requirements of Section 54-229.4, b:

**a. Permitted uses.** Permitted uses on a parcel shall include uses allowed in the base zoning district of that parcel as modified by Section 54-229.4, b, except that motor vehicle dealers (new and used) shall be prohibited.

**b. Prohibited uses.** Motor vehicle dealers (new and used) shall be prohibited.

**c. Buffers.**

1. A minimum of a 15-foot vegetated right-of-way buffer shall be required along Folly Road.

2. A minimum of a 25-foot rear vegetated buffer shall be required adjacent to residentially zoned parcels; and

3. Fencing may be required to screen adjacent residentially zoned parcels. When a minimum 6-foot high opaque fence or wall is utilized, the zoning administrator may reduce the land use buffer by up to one-half (1/2) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

4. Exceptions. In order to allow for new buildings to relate harmoniously with the streetscape and to other structures in the vicinity, when deemed appropriate by the Design Review Board, buildings may be permitted to encroach into the required right-of-way buffer. This exemption shall not apply to parking lots or any other vehicular use areas.

**Sec. 54-229.7. FR Overlay Zone, South Village Sub-Area.**

The South Village sub-area extends from Prescott Street to Rafael Lane. This area currently consists of mixed medium to high intensity commercial development, such as shopping centers big box stores and consumer services, along the west side of Folly Road and primarily small scale office and residential uses along the east side of Folly Road. This area is intended for development similar to the North Village sub-area with less intense commercial development than the Commercial Core sub-area and a mix of medium to high intensity uses along the west side of Folly Road and lower intensity development on the east side of Folly Road. Future development in this area is to be a mix of commercial and residential uses with increased right-of-way buffers along the west side of Folly Road and increased land use buffers on both sides of Folly Road when commercial development

occurs adjacent to single family detached residential uses. The following regulations apply in addition to the requirements of Section 54-229.4, b:

**a. Permitted uses.** Permitted uses on a parcel shall include uses allowed in the base zoning district of that parcel as modified by Section 54-229.4, b, except that motor vehicle dealers (new and used) shall be prohibited.

**b. Prohibited uses.** Motor vehicle dealers (new and used) shall be prohibited.

**c. Buffers.**

1. A minimum 15-foot vegetated right-of-way buffer shall be required along the east side of Folly Road and a minimum 35-foot vegetated right-of-way buffer shall be required along the west side of Folly Road;

2. A minimum 20-foot vegetated rear buffer shall be required adjacent to residentially zoned parcels; and

3. Fencing may be required to screen adjacent residentially zoned parcels. When a minimum 6-foot high opaque fence or wall is utilized, the zoning administrator may reduce the land use buffer by up to one-half (1/2) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

4. Exceptions. In order to allow for new buildings to relate harmoniously with the streetscape and to other structures in the vicinity, when deemed appropriate by the Design Review Board, buildings may be permitted to encroach into the required right-of-way buffer. This exemption shall not apply to parking lots or any other vehicular use areas.

**Sec. 54-229.8. FR Overlay Zone, Neighborhood Preservation Sub-Area.**

The Neighborhood Preservation sub-area extends from Rafael Lane to Battery Island Drive. This area consists primarily of low-intensity residential uses with some commercial development primarily along the northwest area of Folly Road. This portion of the overlay zoning district is intended to provide an appropriate transition from the more intense commercial development in the North Village, Commercial Core, and South Village Areas before entering the Conservation Area and the City of Folly Beach. The following regulations apply in addition to the requirements of Section 54-229.4, b:

**a. Permitted uses.** Permitted uses on a parcel shall include uses allowed in the base zoning district of that parcel as modified by Section 54-229.4, b, except that motor vehicle dealers (new and used), eating places with drive-thru service, gasoline service stations (with or without convenience stores), indoor recreation and entertainment, and automotive repair shops shall be prohibited.

**b. Prohibited uses.** Motor vehicle dealers (new and used), eating places with drive-thru service, gasoline service stations (with or without convenience stores), indoor recreation and entertainment, and automotive repair shops shall be prohibited.



**c. Building size.** No single building structure shall exceed 5,000 square feet in gross floor area.

**d. Buffers.**

1. A minimum of a 25-foot vegetated right-of-way buffer shall be required along Folly Road. This buffer may be reduced to 15 feet when there is no parking or vehicular use area between buildings and right-of-way.

2. A minimum of a 20-foot vegetated rear buffer shall be required adjacent to residentially zoned parcels.

3. Fencing may be required to screen adjacent residentially zoned parcels. When a minimum 6-foot high opaque fence or wall is utilized, the zoning administrator may reduce the land use buffer by up to one-half (1/2) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

4. Exceptions. In order to allow for new buildings to relate harmoniously with the streetscape and to other structures in the vicinity, when deemed appropriate by the Design Review Board, buildings may be permitted to encroach into the required right-of-way buffer. This exemption shall not apply to parking lots or any other vehicular use areas.

**Sec. 54-229.9. FR Overlay Zone, Conservation Sub-Area.**

The Conservation sub-area extends from Battery Island Drive to the Folly River. This area is intended to be the least intensely developed area of the overlay zoning district and is to provide a natural scenic open space before entering the City of Folly Beach by preserving the marsh views and vistas of this area. This portion of the overlay zoning district is intended to provide an appropriate transition from the more intense commercial development in the North Village, Commercial Core, and South Village sub-areas before entering the Conservation sub-area and the City of Folly Beach by preserving the existing low density residential character. The following regulations apply in addition to the requirements of Section 54-229.4, b:

**a. Permitted uses.** Permitted uses on a parcel shall include uses allowed in the base zoning district of that parcel as modified by Section 54-229.4, b, except that motor vehicle dealers (new and used) shall be prohibited.

**b. Prohibited uses.**

Motor vehicle dealers (new and used) shall be prohibited.

**c. Buffers.**

1. A minimum of a 25-foot vegetated right-of-way buffer shall be required along Folly Road in the commercial area which may be reduced to 15 feet when there is no parking or vehicular use area between buildings and right-of-way;

2. A minimum of a 20-foot vegetated rear buffer shall be required adjacent to residentially zoned parcels; and

3. Fencing may be required to screen adjacent residentially zoned parcels. When a minimum 6-foot high opaque fence or wall is utilized, the zoning administrator may reduce the land use buffer by up to one-half (1/2) its required depth when deemed appropriate; however, no required vegetated buffer shall be less than 10 feet in depth.

4. Exceptions. In order to allow for new buildings to relate harmoniously with the streetscape and to other structures in the vicinity, when deemed appropriate by the Design Review Board, buildings may be permitted to encroach into the required right-of-way buffer. This exemption shall not apply to parking lots or any other vehicular use areas.

Section 3. This Ordinance shall become effective upon ratification.

Ratified in City Council this \_\_\_\_ day of \_\_\_\_\_ in the Year of Our Lord 2017, in the \_\_\_\_ Year of Independence of the United States of America.

By:

\_\_\_\_\_  
John J. Tecklenburg  
Mayor, City of Charleston

Attest:

\_\_\_\_\_  
Vanessa Turner Maybank  
Clerk of Council

m1.)



Ratification  
Number \_\_\_\_\_

## AN ORDINANCE

TO AMEND THE ZONING ORDINANCE OF THE CITY OF CHARLESTON BY CHANGING THE ZONE MAP, WHICH IS A PART THEREOF, SO THAT PROPERTY ON FOLLY ROAD AND GRIMBALL ROAD EXTENSION (JAMES ISLAND) (APPROXIMATELY 10.0 ACRES) (TMS #427-00-00-020, 039, 106, 110 AND 111) (COUNCIL DISTRICT 6), BE ZONED LIMITED BUSINESS (LB) CLASSIFICATION AND FOLLY ROAD (FR) OVERLAY ZONE CLASSIFICATION. THE PROPERTY IS OWNED BY WILLIE B. MOULTRIE TRUSTEE.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1. That the Zoning Ordinance of the City of Charleston be, and the same hereby is amended, by changing the zone map thereof so that the below described property shall become a part thereof:

property on Folly Road and Grimball Road Extension (James Island) (approximately 10.0 acres) (TMS #427-00-00-020, 039, 106, 110 and 111)

Section 2. That the said parcels of land described above shall be zoned Limited business (LB) classification and Folly Road (FR) Overlay Zone classification.

Section 3. This ordinance shall become effective upon ratification.

Ratified in City Council this \_\_\_\_\_ day of \_\_\_\_\_  
in the Year of Our Lord  
\_\_\_\_\_, in the \_\_\_\_\_ Year of Independence  
of the United States of America.

By:

\_\_\_\_\_  
John J. Tecklenburg  
Mayor, City of Charleston

Attest:

\_\_\_\_\_  
Vanessa Turner Maybank  
Clerk of Council

## Zoning

Folly Rd and Grimball Road Ext (James Island)

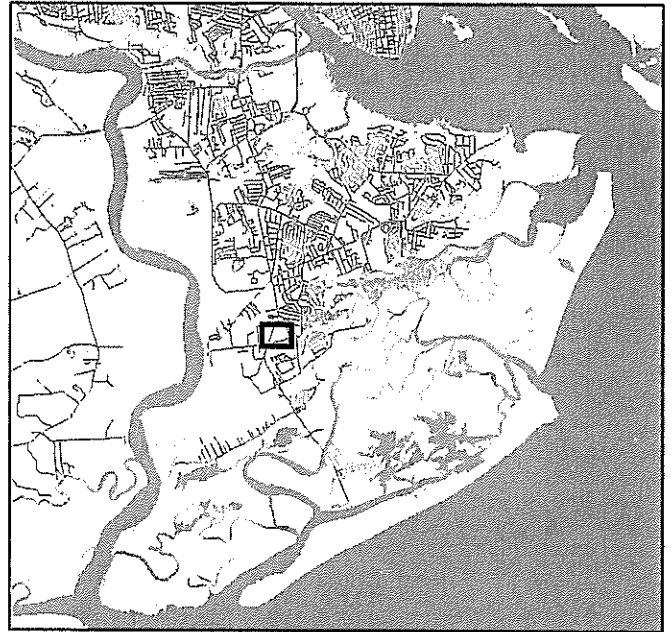
TMS# 427-00-00-020, 039, 106, 110 & 111

approx. 10.0 ac.

Request zoning of Limited Business (LB) & Folly Road (FR)  
Overlay Zone. Zoned Folly Road Corridor  
Overlay District (OD-FRC) in Charleston County.

Owner: Willie B. Moultrie Trustee

Area



Location

